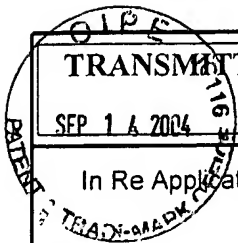


JPW

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 921095-95214	
In Re Application Of: DANIEL P. OTTO, ET AL					
Application No. 10/749,716	Filing Date 12/31/2003	Examiner	Customer No. 23644	Group Art Unit 3617	Confirmation No. 9218
Title: GAUGE RESTRAINT MEASUREMENT SYSTEM					
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450					
37 CFR 1.97(b)					
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.					
37 CFR 1.97(c)					
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:					
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);					
OR					
<input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).					

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 921095-95214	
In Re Application: DANIEL P. OTTO, ET AL						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/749,716	12/31/2003		23644	3617	9218	
GAUGE RESTRAINT MEASUREMENT SYSTEM						
Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input type="checkbox"/> A check in the amount of _____ is attached.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 12-0913 as described below.						
<input type="checkbox"/> Charge the amount of _____						
<input type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
Certificate of Transmission by Facsimile*				Certificate of Mailing by First Class Mail		
<div>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)</div> <div>(Date) _____</div> <div>Signature _____</div> <div>Typed or Printed Name of Person Signing Certificate _____</div>				<div>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</div> <div>Signature of Person Mailing Correspondence DONNA B. VANDENBERG</div> <div>Typed or Printed Name of Person Mailing Certificate _____</div>		
<p>*This certificate may only be used if paying by deposit account.</p> <div>Signature: <u>David C. Brezina</u> 34128</div> <div>Dated: 9/10/04</div>						
DAVID C. BREZINA BARNES & THORNBURG P.O. BOX 2786 CHICAGO, IL 60690 (312) 214-4802 (Direct Line) (312) 759-5646 (Facsimile)						
CC:						



TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

921095-95214

SEP 1 A 2004

In Re Application: DANIEL P. OTTO, ET AL

Application No.

10/749,716

Filing Date

12/31/2003

Examiner

Customer No.

23644

Group Art Unit

3617

Confirmation No.

9218

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-0913 as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

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David C

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Certificate of Mailing by First Class Mail

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DONNA B. VANDENBERG

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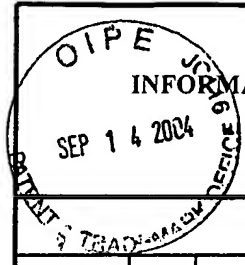
Dated:

Signature

DAVID C. BREZINA
BARNES & THORNBURG
P.O. BOX 2786
CHICAGO, IL 60690

(312) 214-4802 (Direct Line)
(312) 759-5646 (Facsimile)

cc:



INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

921095-95214

Application Number

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Applicant(s)

DANIEL P. OTTO, et al

Filing Date

12/31/2003

Group Art Unit

3617

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		2,718,197	09/20/1955	BOCK ET AL			
		3,020,858	02/13/1962	PERKINS ET AL			
		3,249,067	05/03/1966	KELLER			
		3,263,628	08/02/1966	GROVE ET AL			
		3,503,339	03/31/1970	KERSHAW			

U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

		The Next Generation of Gage Restraint Measurement Systems, Proceedings of IMECE '03 2003 ASME International Mechanical Engineering Congress, Washington, D.C. November 15-21, 2003.
		Gage Restraint Measurement System, Ensco, Inc., undated.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

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Group Art Unit

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U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		3,581,671	06/01/1971	HART			
		3,718,040	02/27/1973	FREEMAN ET AL			
		3,804,025	04/16/1974	ELLIOTT			
		3,869,907	03/11/1975	PLASSER			
		3,896,665	07/29/1975	GOEL			

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OTHER DOCUMENTS

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	Applicant(s) DANIEL P. OTTO, et al	
	Filing Date 12/31/2003	Group Art Unit 3617

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		3,980,025	09/14/1976	OLSON, SR. ET AL			
		4,044,594	08/30/1977	OWENS ET AL			
		4,468,966	09/04/1984	BRADSHAW			
		4,480,480	11/06/1984	SCOTT ET AL			
		4,534,297	08/13/1985	JOHNSON, SR.			

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS		(Including Author, Title, Date, Pertinent Pages, Etc.)
		Judge, AAR's Track Loading Vehicle Still Improving After 5 Years, June 1995.
		Ensco, Inc., Instrumented Wheelset Systems, Undated

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U.S. PATENT DOCUMENTS

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		4,662,224	05/05/1987	TURBE			
		4,691,565	09/08/1987	THEURER			
		4,708,066	11/24/1987	HECKMAN			
		5,186,109	02/16/1993	MADISON			
		5,339,692	08/23/1994	SHOENHAIR ET AL			

U.S. PATENT APPLICATION PUBLICATIONS

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FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

		Tru-Test Track Loading Vehcile Sales Brochure > 1 year before priority date.
		Kalay, Measuring Lateral and Longitudinal Track Strength, Railway Track & Structures, May 1994.

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		5,386,727	02/07/1995	SEARLE			
		5,522,265	06/04/1996	JAEGGI			
		5,617,639	04/08/1997	PERRY			
		5,627,508	05/06/1997	COOPER ET AL			
		5,756,903	05/26/1998	NORBY ET AL			

U.S. PATENT APPLICATION PUBLICATIONS

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				Applicant(s) DANIEL P. OTTO, et al			
				Filing Date 12/31/2003		Group Art Unit 3617	

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,600,999	07/29/2003	CLARK ET AL			
		6,675,077	01/06/2004	DEMBOSKY ET AL			
		6,681,160	01/20/2004	BIDAUD			

U.S. PATENT APPLICATION PUBLICATIONS							
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	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
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